

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-01546-TSC**

MUSLIM ADVOCATES et al v. UNITED STATES  
DEPARTMENT OF STATE et al  
Assigned to: Judge Tanya S. Chutkan  
Case: 1:17-cv-02080-TSC  
Cause: 05:552 Freedom of Information Act

Date Filed: 06/28/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of  
Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**MUSLIM ADVOCATES**

represented by **Sirine Shebaya**  
MUSLIM ADVOCATES  
P.O. Box 34440  
Washington, DC 20043  
(202) 897-2622  
Fax: (202) 508-1007  
Email: [sirine@muslimadvocates.org](mailto:sirine@muslimadvocates.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Baher Azmy**  
CENTER FOR CONSTITUTIONAL  
RIGHTS  
666 Broadway  
7th Floor  
New York, NY 10012  
(212) 614-6427  
Fax: (212) 614-6422  
Email: [bazmy@ccrjustice.org](mailto:bazmy@ccrjustice.org)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Diala Shamas**  
CENTER FOR CONSTITUTIONAL  
RIGHTS  
666 Broadway  
7th Floor  
New York, NY 10012  
(212) 614-6426  
Fax: (212) 614-6422  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Johnathan James Smith**  
MUSLIM ADVOCATES  
P.O. Box 34440  
Washington, DC 20043  
(202) 897-1897  
Fax: (202) 508-1007  
Email: [johnathan@muslimadvocates.org](mailto:johnathan@muslimadvocates.org)  
**TERMINATED: 02/01/2019**

**Nimra H. Azmi**  
MUSLIM ADVOCATES  
P.O. Box 34440  
Washington, DC 20043  
(202) 897-2622  
Fax: (202) 508-1007  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**CENTER FOR CONSTITUTIONAL  
RIGHTS**

represented by **Sirine Shebaya**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Baher Azmy**  
(See above for address)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Diala Shamas**  
(See above for address)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Johnathan James Smith**  
(See above for address)  
**TERMINATED: 02/01/2019**

**Nimra H. Azmi**  
(See above for address)  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**UNITED STATES DEPARTMENT OF  
STATE**

represented by **William Mark Nebeker**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2536  
Fax: (202) 252-2599  
Email: [mark.nebeker@usdoj.gov](mailto:mark.nebeker@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**UNITED STATES DEPARTMENT OF  
HOMELAND SECURITY**

represented by **William Mark Nebeker**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**UNITED STATES CUSTOMS AND  
BORDER PROTECTION**

represented by **William Mark Nebeker**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**L. FRANCIS CISSNA**

represented by **William Mark Nebeker**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | # | Docket Text |
|------------|---|-------------|
|------------|---|-------------|

|            |           |   |
|------------|-----------|---|
| 06/28/2018 | <u>1</u>  | CIVIL COVER SHEET filed by MUSLIM ADVOCATES, CENTER FOR CONSTITUTIONAL RIGHTS. (Attachments: # <u>1</u> Statement of related case form)(Shebaya, Sirine). (Entered: 06/28/2018)   |
| 06/28/2018 | <u>2</u>  | COMPLAINT against ALL DEFENDANTS ( Filing fee \$ 400 receipt number 0090-5560468) filed by MUSLIM ADVOCATES, CENTER FOR CONSTITUTIONAL RIGHTS. (Shebaya, Sirine) (Entered: 06/28/2018)  |
| 06/28/2018 | <u>3</u>  | REQUEST FOR SUMMONS TO ISSUE filed by MUSLIM ADVOCATES,CENTER FOR CONSTITUTIONAL RIGHTS .(Shebaya, Sirine) (Entered: 06/28/2018)  |
| 06/28/2018 | <u>4</u>  | ERRATA <i>Complaint with exhibits</i> by MUSLIM ADVOCATES, CENTER FOR CONSTITUTIONAL RIGHTS . (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit Exhibit C, # <u>4</u> Exhibit Exhibit D, # <u>5</u> Exhibit Exhibit E)(Shebaya, Sirine) (Entered: 06/28/2018)  |
| 06/29/2018 | <u>5</u>  | NOTICE of Appearance by Sirine Shebaya on behalf of ALL PLAINTIFFS (Shebaya, Sirine) (Entered: 06/29/2018)  |
| 06/29/2018 | <u>6</u>  | NOTICE OF RELATED CASE by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES. Case related to Case No. 17-cv-2080. (zmd) (Entered: 06/29/2018)  |
| 06/29/2018 |           | Case Assigned to Judge Tanya S. Chutkan. (zmd) (Entered: 06/29/2018)  |
| 06/29/2018 |           | SUMMONS Not Issued as to UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE, U.S. Attorney, U.S. Attorney General, (zmd) (Entered: 06/29/2018)   |
| 06/29/2018 | <u>7</u>  | REQUEST FOR SUMMONS TO ISSUE filed by MUSLIM ADVOCATES.(Shebaya, Sirine) (Entered: 06/29/2018)  |
| 07/09/2018 | <u>8</u>  | NOTICE of Appearance by Johnathan James Smith on behalf of All Plaintiffs (Smith, Johnathan) (Entered: 07/09/2018)  |
| 07/10/2018 | <u>9</u>  | SUMMONS (1) Reissued Electronically as to UNITED STATES DEPARTMENT OF STATE (ztd) (Entered: 07/10/2018)   |
| 07/11/2018 | <u>10</u> | SUMMONS (5) Issued Electronically as to UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, U.S. Attorney and U.S. Attorney General (ztd) (Entered: 07/11/2018)   |
| 07/13/2018 | <u>11</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Nimra Azmi, :Firm- Muslim Advocates, :Address- PO Box 66408, Washington DC 20035. Phone No. - (202) 897-2622. Fax No. - (202) 508-1007 Filing fee \$ 100, receipt number 0090-5586438. Fee Status: Fee Paid. by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES (Shebaya, Sirine) (Entered: 07/13/2018)  |
| 07/14/2018 | <u>12</u> | Corporate Disclosure Statement by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES. (Shebaya, Sirine) (Entered: 07/14/2018)   |
| 07/18/2018 |           | MINUTE ORDER: Granting in part and denying in part <u>11</u> Motion for Admission Pro Hac Vice. Attorney Nimra H. Azmi may be heard in open court on behalf Plaintiffs, but may not file papers in this court. See Local Civil Rule 83.2(c)(2) ("An attorney who engages in the practice of law from an office located in the District of Columbia must be a member of the District of Columbia Bar AND the Bar of this Court to file papers in this Court."). Signed by Judge Tanya S. Chutkan on 7/18/18. (DJS) (Entered: 07/18/2018) |
| 07/23/2018 | <u>13</u> | RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES served on 7/17/2018; UNITED STATES CUSTOMS AND BORDER PROTECTION served on 7/17/2018; UNITED STATES DEPARTMENT OF HOMELAND SECURITY served on 7/17/2018; UNITED STATES DEPARTMENT OF STATE served on 7/16/2018, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General  |

|            |           |  |
|------------|-----------|--|
|            |           | 7/16/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 7/16/2018. ( Answer due for ALL FEDERAL DEFENDANTS by 8/15/2018.) (Shebaya, Sirine) (Entered: 07/23/2018)   |
| 08/14/2018 | <u>14</u> | NOTICE of Appearance by William Mark Nebeker on behalf of All Defendants (Nebeker, William) (Entered: 08/14/2018)  |
| 08/14/2018 | <u>15</u> | MOTION for Extension of Time to File Answer by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 08/14/2018)  |
| 08/15/2018 | <u>16</u> | RESPONSE re <u>15</u> MOTION for Extension of Time to File Answer filed by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES. (Shebaya, Sirine) (Entered: 08/15/2018)   |
| 08/17/2018 |           | MINUTE ORDER: Granting Motion <u>15</u> for Extension of Time to Answer. Defendants shall answer or otherwise respond to the complaint by September 5, 2018. Future requests for the extension of any deadline by any party (or the parties jointly) must be made at least 48 hours prior to expiration of the deadline. Signed by Judge Tanya S. Chutkan on 8/17/18. (DJS) (Entered: 08/17/2018)  |
| 08/17/2018 |           | Set/Reset Deadlines: Answer due by 9/5/2018. (tb) (Entered: 08/17/2018)  |
| 08/22/2018 | <u>17</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Baher Azmy, :Firm– Center for Constitutional Rights, :Address– 666 Broadway, 7th Floor, New York, NY 10012. Phone No. – 212–614–6427. Fax No. – 212–614–6422 Filing fee \$ 100, receipt number 0090–5653118. Fee Status: Fee Paid. by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES (Attachments: # <u>1</u> Declaration of Baher Azmy, # <u>2</u> Text of Proposed Order)(Smith, Johnathan) (Entered: 08/22/2018)  |
| 08/22/2018 | <u>18</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Diala Shamas, :Firm– Center for Constitutional Rights, :Address– 666 Broadway, 7th Floor, New York, NY 10012. Phone No. – 212–614–6426. Fax No. – 212–614–6422 Filing fee \$ 100, receipt number 0090–5653192. Fee Status: Fee Paid. by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES (Attachments: # <u>1</u> Declaration of Diala Shamas, # <u>2</u> Text of Proposed Order)(Smith, Johnathan) (Entered: 08/22/2018)  |
| 08/22/2018 | <u>19</u> | NOTICE of Change of Address by Johnathan James Smith (Smith, Johnathan) (Entered: 08/22/2018)  |
| 08/24/2018 |           | MINUTE ORDER: Granting <u>17</u> <u>18</u> Motions for Leave to Appear Pro Hac Vice. Baher Azmy and Diala Shamas are hereby admitted pro hac vice to appear in this matter on behalf of Plaintiffs. Signed by Judge Tanya S. Chutkan on 8/24/18. (DJS) (Entered: 08/24/2018)   |
| 09/05/2018 | <u>20</u> | ANSWER to Complaint by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE.(Nebeker, William) (Entered: 09/05/2018)  |
| 10/24/2018 |           | MINUTE ORDER: Before the Court in this FOIA case are a complaint and an answer. The requirements of LCvR 16.3 and Rule 26(f) of the Federal Rules of Civil procedure appear to be inapplicable. IT IS HEREBY ORDERED that the parties shall meet and confer and propose a schedule for proceeding in this matter. The schedule shall address the status of Plaintiffs' FOIA request, the anticipated number of documents responsive to Plaintiffs' FOIA request, the anticipated date(s) for release of the documents requested by Plaintiffs, whether a motion for an Open America stay is likely in this case, whether a Vaughn index will be required in this case, whether and when either party anticipates filing a dispositive motion, and any other pertinent issues. The parties shall file a joint status report that addresses these issues and that contains a proposed schedule and proposed order by 11/19/18. Signed by Judge Tanya S. Chutkan on 10/24/18. (DJS) (Entered: 10/24/2018) |

|            |           |   |
|------------|-----------|---|
| 10/25/2018 |           | Set/Reset Deadlines: Joint Status Report due by 11/19/2018. (tb) (Entered: 10/25/2018)  |
| 11/19/2018 | <u>21</u> | Joint STATUS REPORT by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES. (Shebaya, Sirine) (Entered: 11/19/2018)  |
| 11/28/2018 |           | MINUTE ORDER: Having considered the parties' Joint Status Report <u>21</u> , it is hereby ordered that the parties shall file another joint report by 12/20/18. The report shall be accompanied by a proposed order. Signed by Judge Tanya S. Chutkan on 11/28/18. (DJS) (Entered: 11/28/2018)  |
| 11/28/2018 |           | Set/Reset Deadlines: Joint Status Report due by 12/20/2018. (tb) (Entered: 11/28/2018)  |
| 11/28/2018 |           | Set/Reset Deadlines: Joint Status Report due by 12/20/2018. (tb) (Entered: 11/28/2018)  |
| 12/18/2018 | <u>22</u> | Joint MOTION for Extension of Time to <i>file Second Joint Status Report</i> by CENTER FOR CONSTITUTIONAL RIGHTS, MUSLIM ADVOCATES (Attachments: # <u>1</u> Text of Proposed Order)(Smith, Johnathan) (Entered: 12/18/2018)   |
| 12/19/2018 |           | MINUTE ORDER: Granting <u>22</u> Joint Motion for Extension of Deadlines. Joint Status Report and proposed order due January 22, 2019. Signed by Judge Tanya S. Chutkan on 12/19/18. (DJS) (Entered: 12/19/2018)  |
| 12/19/2018 |           | Set/Reset Deadlines: Joint Status Report due by 1/22/2019. (tb) (Entered: 12/19/2018)   |
| 01/22/2019 | <u>23</u> | Unopposed MOTION to Stay ( <i>Defendants' Unopposed Motion to Stay Proceedings in Light of Lapse in Appropriations</i> ) by UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 01/22/2019)        |
| 01/22/2019 |           | MINUTE ORDER: Granting <u>23</u> Motion to Stay. All deadlines are hereby STAYED. Within fourteen days of Congress appropriating funds for the Justice Department, the parties shall file a joint status report containing proposed deadlines for further proceedings in this case. The joint report shall include a proposed order. Signed by Judge Tanya S. Chutkan on 1/22/19. (DJS) (Entered: 01/22/2019) |
| 02/01/2019 | <u>24</u> | NOTICE OF WITHDRAWAL OF APPEARANCE as to MUSLIM ADVOCATES, CENTER FOR CONSTITUTIONAL RIGHTS. Attorney Johnathan James Smith terminated. (Smith, Johnathan) . (Entered: 02/01/2019)  |
| 02/11/2019 | <u>25</u> | Joint STATUS REPORT by UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 02/11/2019)  |
| 02/26/2019 |           | MINUTE ORDER: Having considered the parties' joint status report, it is hereby ordered that the parties shall file another joint status report by 3/11/19 and every 60 days thereafter. To the extent the parties propose a production schedule and/or briefing schedule, the status report shall include a proposed order. Signed by Judge Tanya S. Chutkan on 2/26/19.(DJS) (Entered: 02/26/2019)           |
| 02/27/2019 |           | Set/Reset Deadlines: Joint Status Report due by 3/11/2019. (tb) (Entered: 02/27/2019)   |
| 03/11/2019 | <u>26</u> | Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 03/11/2019)   |
| 05/10/2019 | <u>27</u> | Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE. (Nebeker, William) (Entered: 05/10/2019)   |
| 07/09/2019 | <u>28</u> | Joint STATUS REPORT by L. FRANCIS CISSNA, UNITED STATES CUSTOMS AND BORDER PROTECTION, UNITED STATES DEPARTMENT OF  |

|  |  |   |
|--|--|---|
|  |  | HOMELAND SECURITY, UNITED STATES DEPARTMENT OF STATE.<br>(Nebeker, William) (Entered: 07/09/2019) |
|--|--|---|